

## CHAPTER 155

# INTERNATIONAL BUILDING CODE

155.01 International Building Code Adopted  
155.02 Sections Repealed  
155.03 Sections Amended

155.04 Chapter 34 - Existing Structures  
155.05 Penalty

**155.01 INTERNATIONAL BUILDING CODE ADOPTED.** The 2009 edition of the *International Building Code*, as published by the International Code Council, is adopted by reference in full, except for portions as are amended and/or repealed in this chapter. The provisions of this code shall be held to be the minimum requirements adopted for the protection of the health, safety and welfare of the citizens of Burlington, IA. Any higher standards in the state statutes or other City ordinances shall take precedence.

### **155.02 SECTIONS REPEALED.**

1. Section 101.4.4, Sections 105.1.1, 105.1.2 and 105.2.3 are repealed.
2. Sections 103 and 104.1 thru 104.8 are repealed and there is substituted in lieu thereof Chapter 165 of this Code of Ordinances.
3. Section 112 is repealed and there is substituted in lieu thereof Chapter 166 of this Code of Ordinances.
4. Section 115 is repealed and there is substituted in lieu thereof Chapter 160 of this Code of Ordinances.
5. Chapter 27 is repealed.
6. Section 109 is amended and the following inserted in lieu thereof:  
Permit Fee Schedule. The City Council shall, by resolution, establish the applicable permit fees to be charged for all required permits.

Where work for which a permit is required by this Code is started or proceeded by any person, business, or company who has obtained a prior permit or by the nature of their occupation knowingly commences any work on a building or structure prior to obtaining the permit, the fees specified in this section shall be doubled. Payment of such double fee shall not relieve any person from fully complying with the requirements of this code in the execution of the work or from any other penalties prescribed in this chapter.

**155.03 SECTIONS AMENDED.**

1. Section 105.2, Work Exempt From Permit, is amended to include the following as permit exempt:

Replacement siding, roofing and windows, soffit and fascia, above ground pools and storage buildings under 150 square feet. Permit exempt items must still comply with applicable codes.

2. Section 1809.5 Frost protection, exception #2 is amended:

Area of 1000 sq. ft. or less for light-frame construction or 400 sq. ft. or less for other than light-frame construction; and

**155.04 CHAPTER 34 - EXISTING STRUCTURES.** Chapter 34, Existing Structures, is repealed (except for Sec. 3404 Fire Escape) and replaced with the following:

This Chapter is code compliance alternate method intended for the redevelopment of smaller structures.

1. Compliance with other codes,

Alterations, repairs, additions and changes of occupancy to existing structures shall comply with the provisions for alterations, repairs, additions, and change of occupancy in the mechanical, fire, plumbing and electrical codes as adopted by the City of Burlington.

2. Existing buildings being renovated or the occupancy being changed to an R-occupancy or a mixed-use building containing an R-occupancy are exempt from automatic sprinkler system requirements of SEC. 903.2.7 provided all of the following conditions are met.

- a. Building is a maximum of 3 stories in height.
- b. Exiting is to be maintained in accordance with the IBC.
- c. Buildings shall not contain more than 4 dwelling units.
- d. A minimum of a 1-hour fire separation (excluding H and I occupancies) shall be installed between all occupancies and dwelling units.

Exception: Buildings of mixed occupancy containing non-residential uses, which would be required by this code to maintain a sprinkler system, are not exempt.

**155.05 PENALTY.** Section 114 is amended by this addition:

Any person violating any of the provisions of this chapter shall, upon conviction, be subject to the penalties set forth in Section 1.14 of this Code of Ordinances or a violation of any of the provisions of this chapter shall constitute a municipal infraction and may be enforced under Chapter 4 of this Code of Ordinances.

*(Ch. 155 – Ord. 3294 – May 11 Supp)*